

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY  
**ASBESTOS LITIGATION**

RONALD & THERESA JONES, <i>Plaintiff(s),</i>  vs.  GENERAL ELECTRIC CO., et al <i>Defendant(s).</i>
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**Docket No: L-3173-14 (AS)**

**Civil Action**

**CASE MANAGEMENT ORDER IV**

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on September 17, 2015:

<b>FIRM</b>	<b>ATTORNEY</b>	<b>CLIENT</b>
Levy Konigsberg	Joseph Mandia	Plaintiff(s)
Caruso Smith	Alexandra Caruso	Union Carbide
Hoagland Longo	Marc S. Gaffrey	Silver Burdett Co.
Lynch Daskal		Houghton Mifflin Harcourt Publishing Co.
Pascarella DiVita	Brad Bishop	Trane US, Inc.
Morgan Lewis	Christopher Iannicelli	Pearson Education Inc.; CBS Corp.; Simon & Shuster, Inc.
Speziali Greenwald	Joanne Hawkins	General Electric

IT IS on this 21<sup>st</sup> day of **September, 2015** effective from the conference date;

ORDERED as follows:

Counsel receiving this Order through computerized electronic medium (E-Mail) shall be deemed by the court to have received a copy of the filed original court document. Any document served pursuant to this Order shall be deemed to be served by mail pursuant to R.1:5-2.

**DISCOVERY**

- October 9, 2015      As to Silver Burdett, plaintiff shall propound supplemental interrogatories by this date.
- November 13, 2015      Silver Burdett shall serve answers to supplemental interrogatories by this date.
- December 17, 2015      Fact discovery, including depositions, shall be completed by this date. Plaintiff's counsel shall contact the Special Master within one week of this deadline if all fact discovery is not completed.
- December 17, 2015      Depositions of corporate representatives shall be completed by this date.

**EARLY SETTLEMENT**

- January 29, 2016      Settlement demands shall be served on all counsel and the Special Master by this date.

## SUMMARY JUDGMENT MOTION PRACTICE

- December 10, 2015 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.
- December 24, 2015 Summary judgment motions shall be filed no later than this date.
- January 22, 2016 Last return date for summary judgment motions.

## MEDICAL DEFENSE

- December 17, 2015 Plaintiff shall serve medical expert reports by this date.
- October 9, 2015 Upon request by defense counsel, plaintiff is to arrange for the transfer of pathology specimens and x-rays, if any, by this date.
- January 29, 2016 Defendants shall identify its medical experts and serve medical expert reports, if any, by this date. **In addition, defendants shall notify plaintiff's counsel (as well as all counsel of record) of a joinder in an expert medical defense by this date.**

## LIABILITY EXPERT REPORTS

- December 17, 2015 Plaintiff shall identify its liability experts and serve liability expert reports or a certified expert statement by this date or waive any opportunity to rely on liability expert testimony.
- January 29, 2016 Defendants shall identify its liability experts and serve liability expert reports, if any, by this date or waive any opportunity to rely on liability expert testimony.

## ECONOMIST EXPERT REPORTS

- December 17, 2015 Plaintiff shall identify its expert economists and serve expert economist report(s), if any, by this date or waive any opportunity to rely on economic expert testimony.
- January 29, 2016 Defendants shall identify its expert economists and serve expert economist report(s), if any, by this date or waive any opportunity to rely on economic expert testimony.

## EXPERT DEPOSITIONS

- February 19, 2016 Expert depositions shall be completed by this date. To the extent that plaintiff and defendant generic experts have been deposed before, the parties seeking that deposition in this case must file an application before the Special Master and demonstrate the necessity for that deposition. To the extent possible, documents requested in a deposition notice directed to an expert shall be produced three days in advance of the expert deposition. The expert shall not be required to produce documents that are readily accessible in the public domain.

## PRE-TRIAL AND TRIAL

- October 1, 2015 The settlement conference previously scheduled on this date is **cancelled**.

February 26, 2016 @ 10:00am Settlement conference. All defense counsel shall appear with authority to negotiate settlement and have a representative authorized to negotiate settlement available by phone. Any request to be excused from the settlement conference shall be made to the Special Master no later than 4:00pm of the day prior to the conference.

10 business days prior to trial Pretrial Information Exchange Form due.

March 14, 2016 Trial-Ready Date. (*The November 30, 2015 trial is adjourned to this date.*)

**Plaintiff's counsel shall serve a copy of this Order upon any additional counsel immediately upon receipt.**

*/s/ Ana C. Viscomi*  
ANA C. VISCOMI, J.S.C.

cc: Clerk, Mass Tort